



STATE OF WASHINGTON

WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

1300 S. Evergreen Park Dr. S.W., P.O. Box 47250 • Olympia, Washington 98504-7250  
(360) 664-1160 • TTY (360) 586-8203

October 27, 2006

Nick Thompson, Project Manager  
Canyon Village Water System, Inc.  
3120 West 4<sup>th</sup> Avenue  
Kennewick, Washington 99336

**RE: Penalty Assessment UW-060985**

Dear Mr. Thompson:

A review of Washington Utilities and Transportation Commission (commission) records indicates that Canyon Village Water System, Inc. (Canyon Village) has not remitted payment for the enclosed Notice of Penalties dated June 30, 2006. On July 14, 2006, the commission received Canyon Village's petition for mitigation of the penalty. You waived a hearing. On October 6, 2006, the commission denied Canyon Village's mitigation request.

If we do not receive your payment by November 6, 2006, the commission will consider additional sanctions. In addition, we will refer the matter to the Office of the Attorney General for collection.

For questions regarding this matter, please contact Sheri Hoyt, Compliance Specialist, Business Practices Investigations Section. Ms. Hoyt can be reached at (360) 664-1149, or by e-mail at [shoyt@wutc.wa.gov](mailto:shoyt@wutc.wa.gov).

Sincerely,

Carole J. Washburn  
Executive Secretary

Enclosure



# WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

## NOTICE OF PENALTIES INCURRED AND DUE FOR VIOLATIONS OF LAWS AND RULES

PENALTY ASSESSMENT NO: UW-060985  
PENALTY AMOUNT: \$100

TO: EACH OF THE 14 CLASS C WATER  
COMPANIES LISTED IN ATTACHED APPENDIX A

The commission believes that you have committed one violation of Washington Administrative Code 480-110-505 which requires water companies to file annual reports with the commission by May 1 each year. You are classified as such a company. Commission records show that you did not make the filing by the required date of May 1, 2006. (See Appendix A for individual companies' report status as of June 13, 2006.) Revised Code of Washington (RCW) 80.04.405 allows penalties of \$100 for every such violation.

As a result, the commission hereby notifies you that it has assessed penalties against you in the amount \$100, as follows:

On March 10, 2006, the commission mailed 2005 Annual Report forms and 2006 Regulatory Fee packets to you and other water companies registered in Washington State. A letter from Executive Secretary Carole Washburn instructed each company to file its annual report and pay its regulatory fees by May 1, 2006. The letter stated that failure to file your annual report by May 1 would result in a penalty and possible revocation of your registration to operate in Washington. Companies needing more time to file the annual report were permitted to request an extension before May 1, and to explain why the extension was needed. You did not request an extension of time and did not file your annual report before the deadline.

This information, if proved at a hearing and not rebutted or explained, is sufficient to support the penalty assessment.

Your penalty is due and payable now. If you believe the violation did not occur, you may request a hearing to contest the penalty assessment. If there is a reason for the violation that you think should excuse you from the penalty, you may ask for mitigation (reduction) of this penalty. See RCW 80.04.405.

# WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

PENALTY ASSESSMENT, Docket No. UW-060985

**PLEASE NOTE:** You must complete and sign this document, and send it to the Commission within 15 days after you receive the penalty assessment. Use additional paper if needed.

I have read and understand RCW 9A.72.020 (printed below), which states that making false statements under oath is a class B felony. I am over the age of 18, am competent to testify to the matters set forth below and I have personal knowledge of those matters. I hereby make, under oath, the following statements.

1. **Payment of penalty.** I admit that the violation occurred and enclose \$100 in payment of the penalty.

2. **Request for a hearing.** I believe that the alleged violation did not occur, based on the following information, and request a hearing for a decision by an administrative law judge:

3. **Application for mitigation.** I admit the violation, but I believe that the penalty should be reduced for the reason(s) set out below.

a) I ask for a hearing for a decision by an administrative law judge

OR  b) I waive a hearing and ask for an administrative decision on the information I present here.

I declare under penalty of perjury under the laws of the State of Washington that the foregoing, including information I have presented on any attachments, is true and correct.

Dated: \_\_\_\_\_ [month/day/year], at \_\_\_\_\_ [city, state]

\_\_\_\_\_  
Name of Respondent (company) – please print

\_\_\_\_\_  
Signature of Applicant

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RCW 9A.72.020:

“Perjury in the first degree. (1) A person is guilty of perjury in the first degree if in any official proceeding he makes a materially false statement which he knows to be false under an oath required or authorized by law. (2) Knowledge of the materiality of the statement is not an element of this crime, and the actor’s mistaken belief that his statement was not material is not a defense to a prosecution under this section. (3) Perjury in the first degree is a class B felony.”

APPENDIX A

	<b>Company Name</b>	<b>Received Yes or No</b>	<b>If yes, Date Received</b>
1.	Bethel Water Company, Inc.	Yes	May 3, 2006
2.	Canyon Village Water System, Inc.	No	
3.	Cristalina, L.L.C.	Yes	May 3, 2006
4.	Crosswoods Water Company, Inc.	No	
5.	Eastwood Park Water Co., Inc.	No	
6.	Estates Water Systems, Inc.	No	
7.	Fircroft Water Works, Inc.	No	
8.	Lake Cassidy Estates Water System	No	
9.	Monterra, Inc.	No	
10.	Northbay Water Utility Corporation	Yes	May 9, 2006
11.	Parkland Water System, Inc.	No	
12.	Pelican Point Water Company	No	
13.	Point Fosdick Water Co., Inc.	No	
14.	Sylvia Lake Water Supply, Inc.	No	